

IMPORTANT CASE DECIDED.

WHICH INVOLVES ABOUT \$20,000,000 OF
REAL ESTATE IN THIS DISTRICT.

The court in general term yesterday de-

of the defendant, thus sustaining the rulings of Chief Justice Cartier on the circuit court trial and the verdict of the jury for defendant, and denying the motion of the

the opinion of the court, occupying more than an hour, Justices MacArthur, James, and Merriek concurring, and Justice Hagner dissenting. This case has been heard

James—and Justice Hagner read a long and elaborate opinion, reversing judgment of the circuit court. The defendant immediately moved for a rehearing before a full court, inasmuch as Judge Hagner's decision went to the root of all titles in the

power of the orphans' court to sell the real estate of an orphan for the orphan's maintenance and education, and involved about \$20,000,000 of real estate in the District of Columbia. This motion was granted by Justice Hagner himself and the other judges.

gued last July before five judges, the full court, the chief justice not sitting and not being qualified to sit because it was an appeal from his own decision. The plaintiff intends to have the cause reviewed by the

an action of ejectment brought to recover from the defendant an undivided moiety of part of original lots 1 and 4 in square 160. It is the land located on the corner of Rhode Island avenue and Seventeenth street, diagonally opposite Gen. Sheridan's

court to order the sale of a part of an infant's real estate for the infant's maintenance and education, provided the chancery court approve, is upheld. It has been the practice in this District for the last eighty years to obtain an order of the orphans'

was never questioned until Judge Hagner came on the bench. The power is exercised under the Maryland act of 1798. The practice was superseded in Maryland by an act of 1816, which has no force in the District of Columbia. This present decision sets at rest the fears of all who hold securities

After the opinion of the court was read by Justice Cox a concurring opinion was orally given by Justice James, showing why he had reversed his former opinion concurring with Justice Hagner.

tion, and by Messrs. Appleby and Edmonston for the defendant. The court room was crowded with lawyers, especially those interested in real estate matters, all of whom were rejoiced at the court's decision, and as many of them had doubtless passed titles in similar cases their fears are allayed. No

preme Court, for that court always upholds any interpretation of a local statute by practice long continued or by judicial decision which has become a rule of property in the community. In the present case the proceedings for sale of plaintiff's property

he was an infant by his mother, who was his guardian, forty-two years ago. Agrieo Favier, the well-known Frenchman, who was a florist, became the purchaser, and received a deed from the plaintiff's mother as his guardian, conveying to him plaintiff's interest.

WASHINGTON CONTINENTALS
Capt. Mills Taken by Surprise and Pro-
sented with a Sword.
 Last evening there was considerable an-

the Washington Continentals and it was evident there was something expected to transpire outside of the usual routine. I came after the inspection and drill, when Capt. Mills was taken by surprise in being presented with a handsome sword. Mr. H.

making the presentation, expressed the hope that the recipient would always wear it with honor and enjoy good fortune and success. He referred to the fact that next May there would be in this city a gathering of citizen soldiery representing all parts of the United States and he wished to contribute to the occasion.

Capt. Mills, in responding, said that he was unable to express his thanks for the elegant gift and the confidence they reposed in him. In accepting the present he assured them that the blade would never be

Funeral of Judge Sunderland.
The remains of Judge Sunderland arrived in this city last evening, and were taken to the

morning at 10:30 o'clock, and the interment will be made at Oak Hill. The following will be the pallbearers: Messrs. C. J. Hilde, Thomas J. Fisher, S. A. Field, Gen. Denver Judge French, and Justice Miller.

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A New Dancing School.

dancing school at St. Joseph's Hall, corner Fifth and H streets northwest. Already he has secured a large number of pupils. His popularity as a teacher and methods of instruction are too well known to comment on. That he will be successful with his school already was assured.

Victims of the Mascotte Disaster.
CAPE GIRARDEAU, Mo., Oct. 11.—George Davidson, carpenter, of La Mascotte, died Saturday night, making the total number deaths from the disaster to that boat 11. Several others are in a very dangerous condition.

Wm. O'Brien, first engineer; two roustabouts (names unknown), Mrs. Wheeler, and one other, unidentified, have been secured.

Edward T. Parker, admitted to probate to dis-
bequeath all his estate to Judge Edward J.
Paxson, of the state supreme court, in trust for
the purpose of erecting a home for aged and
infirm colored people of Philadelphia. Judge
Paxson was unable to give any idea of the

is known to exceed \$100,000, and will probably reach double that figure. The interest on some \$50,000 is bequeathed to a brother and sister, but at their death the principal is to be paid over to the trustee for the home.

POLITICAL POINTS.

The first mass meeting of the New Jersey Democratic gubernatorial campaign was held at Newark last night. The attendance was very large. Hon. Robert S. Green and

Stewart M. Lewis (colored), of Virginia, will leave here to-day for Pennsylvania, where he will take the stump for the Republican ticket. Mr. Lewis is an eloquent speaker. He will speak in several places in Virginia on his return home.

St. Louis. In view of this state of affairs the Republican city central committee called a convention for the purpose of reconstructing the ticket. It was expected that the most objectionable candidates would be asked to withdraw, but on the assembling of the con-

Vastein, candidate for judge of the criminal court, thereupon handed in their resignation. Vastein arose to defend himself against charges made against him, but the court would not hear him. A new ticket will be printed.